

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 9/6/2016	NEED RESPONSE BY: 9/30/2016
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: County of Orange	
3. PHONE NO.:	7. SUBJECT: Medicare Part D Expense	
4. REGULATION CITE(S): 63-502.331(e)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Per Regulation 63-502.331(e), allowable medical expenses items include:

(e) Medicare premiums related to coverage under Title XVII of the Social Security Act; any share of cost or spend down expenses for medical costs incurred by Medi-Cal recipients;

The CalWIN On-Line User Manual (OLUM) states:

Medicare Part D provides prescription coverage to individuals who qualify and are receiving Medicare. Food Stamp regulations allow for a medical expense deduction beyond \$35.00. However, the \$35 excess expense rule does not apply to Medicare Part D premiums.

Is the Medicare Part D Premium an allowable medical expense for CalFresh?

10. REQUESTOR'S PROPOSED ANSWER:

Yes, per 63-502.331(e), Medicare premiums are an allowable expense.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

CDSS concurs with the proposed response.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ:

10/6/2016 - AB